

Amendment After Allowance Under 37 C.F.R. § 1.312

Applicant: Northrup III et al.

Serial No.: 09/800,613

Filed: March 7, 2001

Docket No.: M104.120.102

Title: DEVICE FOR CREATING AN ANASTOMOSIS, INCLUDING PENETRATION STRUCTURE AND
EVERSION STRUCTURE

REMARKS

Claims 1, 5, 8-19, 21-26, 30-36, and 38-40 are pending. By this Amendment, the title is amended and claim 1 is amended. Attention also is directed to the concurrently filed Letter to the Official Draftsperson with formal drawings.

Change to Title of the Application

The Amendment filed October 27, 2003 intended an instruction to change the title of the application to --DEVICE FOR CREATING AN ANASTOMOSIS, INCLUDING PENETRATION STRUCTURE AND EVERSION STRUCTURE--. It appears that the Patent Office did not enter the word “AND”. This Amendment After Allowance seeks to correct spelling and this Patent Office error.

Change to Claim 1

Applicant acknowledges, with appreciation, the allowance of the application and the efforts of Examiner Odland in drafting the Examiner’s Amendment mailed June 30, 2004. In the addition to claim 1 set forth in the Examiner’s Amendment, it appears that the term --apposed-- enjoys clearer antecedent support in the remainder of the claim than the term “apposing” as set forth in the Examiner’s Amendment. This Amendment After Allowance merely clarifies the recited terminology. Informalities are also addressed in claims 30 and 36.

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Drawings

Attention is directed to the concurrently filed Letter to the Official Draftsperson with formal drawings for the application, which have not been previously submitted. The formal drawings incorporate the changes set forth in the approved Request for Approval of Drawing Changes filed May 28, 2002.

Conclusion

This Amendment After Allowance merely embodies the correction of formal matters without changing the scope of the claims, is desirable for proper disclosure or protection of the invention, and requires no substantial amount of additional work on the part of the Patent Office. Accordingly, Applicants submit that approval and entry of this Amendment After Allowance are proper.